

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

LESLIE BERNARD HOWARD,

07-CV-6306-ST

Plaintiff,

ORDER

v.

OFFICER D. SHERBONDY, OFFICER
B. WILSON, OFFICER GILBERTSON,
and OFFICER DENISE PARKER,

Defendants.

LESLIE BERNARD HOWARD
19240 McLoughling Blvd, #216
Gladstone, OR 97027

Plaintiff, Pro Se

ELIZABETH C. BRODEEN
LEONARD W. WILLIAMSON
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Attorneys for Defendant

BROWN, Judge.

Magistrate Judge Janice M. Stewart issued Findings and

Recommendation (#42) on October 28, 2008, in which she recommended this Court dismiss this action, without prejudice, for lack of prosecution. The matter is now before this Court pursuant to 28 U.S.C. § 636(b)(1)(B) and Federal Rule of Civil Procedure 72(b).

Because no objections to the Magistrate Judge's Findings and Recommendation were timely filed, this Court is relieved of its obligation to review the record *de novo*. *Britt v. Simi Valley Unified School Dist.*, 708 F.2d 452, 454 (9th Cir. 1983). See also *Lorin Corp. v. Goto & Co.*, 700 F.2d 1202, 1206 (8th Cir. 1983). Having reviewed the legal principles *de novo*, the Court does not find any error.

CONCLUSION

The Court **ADOPTS** Magistrate Judge Stewart's Findings and Recommendation (#42). Accordingly, the Court **DISMISSES** this action **without prejudice**.

IT IS SO ORDERED.

DATED this 26th day of November, 2008.

/s/ Anna J. Brown
ANNA J. BROWN
United States District Judge